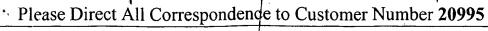
Docket No.: AUT

AUTOB.043A

## Page 1 of 1





### TRANSMITTAL LETTER INFORMATION DISCLOSURE STATEMENT

Don P. Wolfe, et al.

App. No

09/231,415

Filed

: January 14, 1999

For

REAL TIME VEHICLE PURCHASE

REQUEST MANAGEMENT METHOD

AND SYSTEM

Examiner

Ella Colbert

Art Unit

3624

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

May 10, 2006

(Date)

Ted M. Cannon, Reg. No. 55,036

#### **Mail Stop Amendment**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) An Information Disclosure Statement and PTO/SB/08 equivalent listing references for consideration:
  - (X) Listing 39 references.
  - (X) Enclosing 39 references.
- (X) A check in the amount of \$180 to cover the above fee is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

Ted M. Cannon

Registration No. 55.036

Attorney of Record

Customer No. 20,995

(949) 760-0404

2533464:trb 051006 \*Docket No.: AUTOB.043A Customer No. 20,995



#### INFORMATION DISCLOSURE STATEMENT

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May 10, 2006

(Date)

Ted M. Cannon, Reg. No. 55,036

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants desire to bring to the attention of the Examiner that United States Patent No. 6,282,517, which was filed on the same day as the present application, is presently involved in litigation in *Autobytel Inc. v. Dealix Corporation*, Civil Action No. 2:04-cv-338-LED, in the United States District Court for the Eastern District of Texas, Marshall Division.

Additionally, Applicants enclose for filing in the above-identified application a PTO/SB/08 Equivalent that lists 39 documents that have been filed or served in the aforementioned lawsuit. Copies of the 39 documents are enclosed for the consideration of the Examiner.

Applicants note that "Exhibit B" of the paper entitled "Claim Construction Brief of Defendant Dealix Corporation" (#9 on the PTO/SB/08 Equivalent) is not submitted herewith because it is covered by a protective order in the *Autobytel Inc. v. Dealix Corporation* lawsuit.

This Information Disclosure Statement is being filed before the mailing date of a final action and before the mailing of a Notice of Allowance. This Statement is accompanied by the fees set forth in 37 C.F.R. § 1.17(p).

05/16/2006 SSANDARA 00000025 09231415

Appl. No.

09/231,415

Filed

January 14, 1999

Docket No. AUTOB.043A Customer No. 20,995

The Commissioner is hereby authorized to charge any additional fees which may be required or to credit any overpayment to Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 5/10/2006

3y: / 6

Ted M. Cannon

Registration No. 55,036

Attorney of Record

Customer No. 20,995

(949) 760-0404

2533448:trb 051006

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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SHEET 1 OF 4

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Application No.	09/231,415
Filing Date	January 14, 1999
First Named Inventor	Don P. Wolfe, et al.
Art Unit	3624
Examiner	Ella Colbert
Attorney Docket No.	AUTOB.043A

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*	Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
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	FOREIGN PATENT DOCUMENTS					
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NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>1</sup>
	1	1998 Auto-By-Tel Accredited Dealer Training Manual, January 1998	
	2	Auto-By-Tel Accredited Dealers Receive 1,000,000 <sup>th</sup> Purchase Request, October 1997	
	3	Paper entitled "Plaintiff Autobytel Inc.'s Disclosure of Asserted Claims and Preliminary Infringement Contentions" related to <i>Autobytel Inc. v. Dealix Corporation</i> , Civil Action No. 2:04-cv-338-LED, dated March 25, 2005	
	4	Paper entitled "Disclosure of Preliminary Invalidity Contentions By Defendant Dealix Corporation" related to <i>Autobytel Inc. v. Dealix Corporation</i> , Civil Action No. 2:04-cv-338-LED, dated April 22, 2005	

**Date Considered** 

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Γ<sup>1</sup> - Place a check mark in this area when an English language Translation is attached.

### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

SHEET 2 OF 4

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Application No.	09/231,415
Filing Date	January 14, 1999
First Named Inventor	Don P. Wolfe, et al.
Art Unit	3624
Examiner	Ella Colbert
Attorney Docket No.	AUTOB.043A

MAY 1 5 2006 NON PATENT LITERATURE DOCUMENTS IgC)ude name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the Exampiner Cite  $T^1$ item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. Paper entitled "Plaintiff Autobytel's Proposed Terms and Claim Elements for Construction Pursuant to 5 P.R. 4-" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated May 4, 2005 Paper entitled "Defendant Dealix Corporation's Proposed Terms and Claim Elements For Construction 6 Pursuant to P.R. 4-1" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated May 4, 2005 Paper entitled "[Corrrected] Disclosure of Preliminary Invalidity Contentions By Defendant Dealix 7 Corporation" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated May 9, 2005 Paper entitled "Joint Claim Construction and Pre-Hearing Statement" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated July 29, 2005 Paper entitled "Letter to Peggy Anderson enclosing Autobytel's Tutorial Overview" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated August 22, 2005 Paper entitled "Autobytel's Claim Construction Brief Pursuant to Patent Rule 4-5(a)" related to 10 Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated August 30, 2005 Paper entitled "Claim Construction Brief of Defendant Dealix Corporation" related to Autobytel Inc. v. 11 Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated September 13, 2005 Paper entitled "Autobytel's Claim Construction Reply Brief Pursuant to Patent Rule 4-5(a)" related to 12 Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated September 20, 2005 Paper entitled "Memorandum Opinion and Order" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated January 18, 2006 Paper entitled "Defendant Dealix Corporation's Disclosure of First Amended Invalidity Contentions" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated March 9, Paper entitled "Transcript of Markman Hearing Before the Honorable Leonard Davis" related to 15 Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated October 11, 2005 Paper entitled "Dealix's Response To Autobytel's First Set of Requests for Admission" related to 16 Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated April 13, 2006 Paper entitled "Autobytel's First Set of Requests for Admission to Dealix Corporation" related to 17 Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated March 15, 2006 Paper entitled "Complaint for Patent Infringement" related to Autobytel Inc. v. Dealix Corporation, 18 Civil Action No. 2:04-cv-338-LED, dated September 24, 2004 Paper entitled "First Amended Complaint for Patent Infringement" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated March 12, 2002 Paper entitled "Defendant Dealix Corporation's Answer, Affirmative Defenses, and Counterclaims to

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Examiner Signature	Date Considered

Autobytel, Inc's Complaint" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-

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338-LED, dated January 28, 2005

T<sup>1</sup> - Place a check mark in this area when an English language Translation is attached.

### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Multiple sheets used when necessary)

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	Application No.	09/231,415
	Filing Date	January 14, 1999
	First Named Inventor	Don P. Wolfe, et al.
	Art Unit	3624
	Examiner	Ella Colbert
_	Attorney Docket No.	AUTOB.043A

SHEET 3 OF 4 MAY 1 5 .2006 NON PATENT LITERATURE DOCUMENTS Induced the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the xaminer T<sup>1</sup> item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. Paper entitled "Defendant Dealix Corporation's Answer, Affirmative Defenses, and Counterclaims to Autobytel, Inc's First Amendment Complaint" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated February 1, 2005 Paper entitled "Autobytel's Motion to Strike the Korth Declaration" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated September 10, 2005 Paper entitled "Order" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-23 LED, dated September 22, 2005 Paper entitled "Dealix's Response to ABT's Motion to Strike the Korth Declaration" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated September 27, 2005 Paper entitled "Markman Hearing" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated October 11, 2005 Paper entitled "Defendant Dealix Corporation's First Set of Interrogatories" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated May 16, 2005 Paper entitled "Plaintiff Autobytel's Response to Defendant Dealix's First Set of Interrogatories" related 27 to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated June 15, 2005 Paper entitled "Plaintiff Autobytel's Supplemental Responses to Defendant Dealix's Interrogatory Nos. 28 2.4 and 5-12" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated November 30, 2005 Paper entitled "Plaintiff Autobytel's Second Set of Supplemental Reponses to Defendant Dealix" Interrogatory Nos. 2 and 6-12" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04cv-338-LED, dated February 3, 2006 Paper entitled "Dealix's Second Set of Interrogatories to Autobytel Nos. 22-24" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated January 13, 2006 Paper entitled "Plaintiff Autobytel's Responses to Defendant Dealix' Second Set of Interrogatories" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated February 13, Paper entitled "Defendant Dealix Corporation's Third Set of Interrogatories (Nos. 25-39)" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated April 13, 2006 Paper entitled "Autobytel's First Set of Interrogatories to Dealix" related to Autobytel Inc. v. Dealix 33 Corporation, Civil Action No. 2:04-cv-338-LED, dated June 3, 2005 Paper entitled "Autobytel's Second Set of Interrogatories To Dealix Corporation" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated November 10, 2005 Paper entitled "Autobytel's Amended Second Set of Interrogatories to Dealix Corporation" related to 35 Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, undated Paper entitled "Autobytel's Third Set of Interrogatories to Dealix Corporation" related to Autobytel Inc. v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated January 30, 2006

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v. Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated March 10, 2006

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Paper entitled "Dealix's Response to Autobytel's Third Set of Interrogatories" related to Autobytel Inc.

T<sup>1</sup> - Place a check mark in this area when an English language Translation is attached.

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Multiple sheets used when necessary)
SHEET 4 OF 4

	Application No.	09/231,415
	Filing Date	January 14, 1999
	First Named Inventor	Don P. Wolfe, et al.
	Art Unit	3624
	Examiner	Ella Colbert
	Attorney Docket No.	AUTOB.043A

	MAY 1.5	NON PATENT LITERATURE DOCUMENTS		
Exam Initi	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the dem (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т <sup>1</sup>	
	Paper entitled "Autobytel's Fourth Set of Interrogatories to Dealix Corporation" related to <i>Autobytel Inc.</i> v. <i>Dealix Corporation</i> , Civil Action No. 2:04-cv-338-LED, dated March 15, 2006			
	39	aper entitled "Dealix's Response to Autobytel's Fourth Set of Interrogatories" related to Autobytel Inc.  Dealix Corporation, Civil Action No. 2:04-cv-338-LED, dated April 13, 2006		

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**Examiner Signature** 

**Date Considered** 

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